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School District

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

**16** E.M. a minor, by and through his parents E.M. and E.M.,

CASE NO. C -06-04694 JF

**STIPULATED REQUEST FOR ORDER  
CHANGING TIME; [PROPOSED]  
ORDER**

[Civil Local Rules 6-2; 7-12]

18

VS.

19 PAJARO VALLEY UNIFIED SCHOOL  
20 DISTRICT.

## Defendants

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Pursuant to United States District Court Northern District Civil Local Rules 6-2 and 7-12,

**26 Plaintiff E.M. ("Plaintiff") and Defendant PAJARO VALLEY UNIFIED SCHOOL DISTRICT**

**27** ("District") (hereafter collectively referred to as "the parties") submit this stipulation to request an

28 order changing the time of hearing for Plaintiff's Objection/Motion to Strike ("Motion") in this

C -06-04694 JF

1 matter as follows:

2 WHEREAS, Plaintiff's Objection/Motion to Strike was originally noticed for October 7,  
3 2008;

4 WHEREAS, Court does not hear Motions on October 7, 2008;

5 WHEREAS, Parties have met and conferred and have agreed to change the date to October  
6 10, 2008 so that the Plaintiff's Motion can be heard at the same time as the parties' Motion for  
7 Summary Judgments.

8  
9 The parties hereto stipulate as follows:

10 STIPULATION

11 1. The hearing on Plaintiff's Objection/Motion to Strike shall be moved to October 10,  
12 2008 in order to be heard with the parties Motion for Summary Judgments.

13 THE PARTIES SO STIPULATE.

14 DATED: September 2, 2008

LEIGH LAW GROUP

15  
16 By: /s/ Sarah J. Fairchild  
17 Sarah Fairchild  
Attorney for Plaintiff E.M.

18 DATED: September 2, 2008

19 Respectfully submitted,

20 FAGEN FRIEDMAN & FULFROST, LLP

21  
22 By: /s/ Sarah Orman  
23 Sarah Orman  
24 Attorney for Defendant PAJARO VALLEY  
25 UNIFIED SCHOOL DISTRICT

26 I, Sarah Fairchild, am the ECF User whose ID and password are being used to file this  
27 STIPULATED REQUEST FOR ORDER CHANGING TIME AND PROPOSED ORDER. In  
28 compliance with General Order 45, X.B., I hereby attest that Sarah Orman has concurred in this

29 STIPULATION TO CONSOLIDATE HEARING  
30 ON PLAINTIFF'S OBJECTION/MOTION TO  
31 STRIKE AND REQUEST FOR SUR-REPLY WITH  
32 HEARING ON PARTIES' MOTIONS FOR  
33 SUMMARY JUDGMENT

1 filing.

2 DATED: September 2, 2008

3 FAGEN FRIEDMAN & FULFROST, LLP

4 By: /s/ Sarah J. Fairchild  
5 Sarah J. Fairchild  
6 Attorneys for Plaintiff, E.M.

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28 STIPULATION TO CONSOLIDATE HEARING 3  
ON PLAINTIFF'S OBJECTION/MOTION TO  
STRIKE AND REQUEST FOR SUR-REPLY WITH  
HEARING ON PARTIES' MOTIONS FOR  
SUMMARY JUDGMENT

C -06-04694 JF

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6 **UNITED STATES DISTRICT COURT**  
7 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**  
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9 E.M. a minor, by and through his parents E.M.  
10 and E.M.,

11 Plaintiff,

12 vs.

13 PAJARO VALLEY UNIFIED SCHOOL  
14 DISTRICT, OFFICE OF ADMINISTRATIVE  
HEARINGS, AND CALIFORNIA  
DEPARTMENT OF EDUCATION,

15 Defendants.

16 CASE NO. C -06-04694 JF

17 **[PROPOSED] ORDER CHANGING TIME**

18 [Civil Local Rules 6-2; 7-12]

19 Pursuant to the Stipulated Request for Order Changing Time submitted by the parties to  
20 this action,

21 IT IS HEREBY ORDERED that the hearing on Plaintiff's Motion to Strike the Declaration  
of Dr. Deborah Anderson and request to file a supplemental declaration from Dr. Kaufman be  
heard October 10, 2008.

22 IT IS SO ORDERED.

23 Dated: 9/9/08

  
The Honorable Jeremy Fogel  
Judge of the United States District Court for  
the Northern District of California

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28 STIPULATION TO CONSOLIDATE HEARING  
ON PLAINTIFF'S OBJECTION/MOTION TO  
STRIKE AND REQUEST FOR SUR-REPLY WITH  
HEARING ON PARTIES' MOTIONS FOR  
SUMMARY JUDGMENT